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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/763,719
	Filing Date	January 23, 2004
	First Named Inventor	Thomas Zdeblick
	Art Unit	3738
	Examiner Name	Unassigned
Total Number of Pages in This Submission	Attorney Docket Number	4002-3456/PC261.21

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawings <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="text"/>	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Petition to Correct Filing Receipt Copy of Stamped Return Receipt Postcard Return Receipt Postcard
Remarks <input type="text"/>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or individual name	Brad A. Schepers, Reg. No. 45,431 Woodard, Emhardt, Moriarty, McNett & Henry LLP
Signature	
Date	May 27, 2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Thomas Zdeblick et al.

Serial No. 10/763,719

Filed January 23, 2004

**METHODS AND INSTRUMENTS
FOR INTERBODY FUSION**

)
) Before the Examiner
)
) Unknown
)
) Group Art Unit 3738
)
) May 27, 2004
)
) Our Ref.: 4002-3456/
) PC261.21

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May 27, 2004

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Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Please correct the official filing receipt in the above-referenced patent application as follows.

In regards to the **FILING OR 371(c) DATE** section, please correct the filing date as follows:

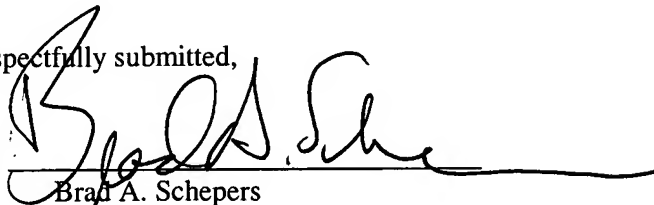
-- 01/23/2004 --.

The above-identified application was filed on January 23, 2004. A copy of the stamped return receipt postcard is enclosed for your convenience as well as a copy of the corrected filing receipt as marked with the appropriate correction. The Applicant requests such correction and that a corrected filing receipt be issued to the Applicant.

It is believed that the error occurred on the part of the Patent Office, and that no fee is due. However, please charge any additional fees which may be necessary to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully submitted,

By:

A handwritten signature in black ink, appearing to read "Brad A. Schepers", written over a horizontal line.

Brad A. Schepers

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/763,719	04/22/2004 01/23/2004	3738	1464	4002-3456/PC261.21	19	49	5

Woodard, Emhardt, Moriarty,
McNett & Henry LLP
Bank One Center/Tower
111 Monument Circle, Suite 3700
Indianapolis, IN 46204-5137



CONFIRMATION NO. 7326

FILING RECEIPT



OC000000012471944

Date Mailed: 04/29/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

Thomas Zdeblick, Middleton, WI;
Thomas McGahan, Memphis, TN;

Domestic Priority data as claimed by applicant

This application is a DIV of 10/213,864 08/07/2002 PAT 6,695,851
which is a DIV of 09/781,589 02/05/2001 PAT 6,471,724
which is a DIV of 09/014,901 01/28/1998 PAT 6,206,922
which is a CIP of 08/604,874 02/22/1996 ABN
which is a CIP of 08/411,017 03/27/1995 PAT 5,782,919

Foreign Applications

If Required, Foreign Filing License Granted: 04/28/2004

Projected Publication Date: 08/05/2004

Non-Publication Request: No

Early Publication Request: No

Title

Preliminary Class

623

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Title 37, Code of Federal Regulations, 5.11 & 5.15**

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Serial No./Case No. 4002-3456 Initials/Date: 45: Karla ^{1/23/04}

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Serial No. New

Applicant Thomas Zdeblick et al.
Methods and Instruments
for Interbody Fusion

() 22390 U.S. PTO

() 10/763719

() 

☒ Return Receipt Postcard 012304

☒ Application # 61 of pages

☒ Check for \$ 1,464.00

☒ # 19 sheets of drawings

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☒ Assignment & Recordation cover sheet

☒ Information Disclosure Statement Utility App

☒ Transmittal Form /PTO Form Utility App

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☒ Amendment/ Preliminary Response to Office Action

() Request for Extension of Time

() Statement of Use

() Specimen(s) # _____

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